

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA

BILLINGS DIVISION

FILED
BILLINGS, MT

2006 FEB 7 PM 2:31

PATRICK E. DUFFY, CLERK

BY *Patrick E. Duffy*
DEPUTY CLERK

JAMES MORRISON,

Plaintiff,

vs.

CITY OF BILLINGS; PHILLIP
HAGEMAN; JOSH MIREL; and
JOHN and JANE DOES,

Defendants.

CV-05-47-BLG *RFC*

ORDER ADOPTING FINDINGS
AND RECOMMENDATIONS OF
U.S. MAGISTRATE JUDGE

On January 11, 2006, United States Magistrate Judge Richard W. Anderson entered his Findings and Recommendation. Magistrate Judge Anderson recommends Plaintiff's complaint (*Doc. #1*) be dismissed with prejudice.

Upon service of a magistrate judge's findings and recommendation, a party has 10 days to file written objections. 28 U.S.C. § 636(b)(1). In this matter, no party filed objections to the January 11, 2006 Findings and Recommendation. Failure to object to a magistrate judge's findings and recommendation waives all objections to the findings of fact. *Turner v. Duncan*, 158 F.3d 449, 455 (9th Cir. 1999). However, failure to object does not relieve this Court of its burden to review de novo the magistrate judge's conclusions of law. *Barilla v. Ervin*, 886 F.2d 1514, 1518 (9th Cir. 1989).

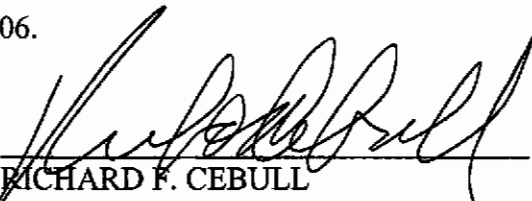
After an extensive review of the record and applicable law, this Court finds Magistrate Judge Anderson's Findings and Recommendation are well grounded in law and fact and adopts

them in their entirety.

Accordingly, **IT IS HEREBY ORDERED** Plaintiff's complaint (*Doc. #1*) is
DISMISSED WITH PREJUDICE.

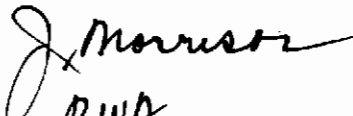
The Clerk of Court shall notify the parties of the making of this Order.

DATED the 7th day of Feb ~~January~~ 2006.


RICHARD F. CEBULL
UNITED STATES DISTRICT JUDGE

CERTIFICATE OF MAILING
DATE: 2/7/06 BY: SA

I hereby certify that a copy
of this order was mailed to:


RWA